



11-01-04

Attorney's Docket No.: 13681-012001

IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Otterbein et al.

Art Unit : 1614

Serial No. : 10/600,182

Examiner : Unknown

Filed : June 20, 2003

Title : PHARMACEUTICAL USE OF NITRIC OXIDE, HEME OXYGENASE-1 AND
PRODUCTS OF HEME DEGRADATION

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Applicants submit copies of the references listed on the attached form PTO-1449. A copy of a communication from a foreign patent office in a counterpart application is also enclosed.

Applicants wish to bring to the Examiner's attention the following Non-Provisional applications, all of which have overlapping inventorship with the above-referenced application:

<u>Serial No.</u>	<u>Applicants</u>	<u>Filed</u>	<u>Status</u>
09/538,788	Choi et al.	3/30/00	Abandoned
10/177,930	Bach et al.	6/21/02	Pending
10/053,535	Choi et al.	1/15/02	Pending
10/367,277	Otterbein et al.	2/13/03	Pending
10/371,666	Otterbein et al.	2/21/03	Pending
10/413,817	Otterbein et al.	4/15/03	Pending
10/439,632	Otterbein et al.	5/16/03	Pending
10/455,564	Otterbein et al.	6/05/03	Pending
10/676,280	Billiar et al.	9/30/03	Pending

This statement is being filed before the receipt of a first Office action on the merits.

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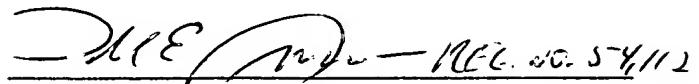
Applicant : Otterbein et al.
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Filed : June 20, 2003
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Attorney's Docket No.: 13681-012001

Please apply any charges or credits to Deposit Account No. 06-1050, referencing Attorney Docket No. 13681-012001.

Respectfully submitted,

Date: 10/29/04


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Substitute Form PTO-1449

(Modified)

U.S. Department of Commerce
Patent and Trademark OfficeAttorney's Docket No.
13681-012001Application No.
10/600,182

**Information Disclosure Statement
by Applicant**
(Use several sheets if necessary)

(67 CFR §1.98(b))

Applicant
Otterbein *et al.*Filing Date
June 20, 2003Group Art Unit
1614**U.S. Patent Documents**

Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate
	AA	4,053,590	10/11/77	Bonsen <i>et al.</i>			
	AB	4,264,739	4/28/81	Grabner <i>et al.</i>			
	AC	4,923,817	5/8/90	Mundt			
	AD	5,180,366	01/19/93	Woods			
	AE	5,240,912	8/31/93	Todaro			
	AF	5,449,665	09/12/95	Sollevi			
	AG	5,476,764	12/19/95	Bitensky			
	AH	5,763,431	06/9/98	Jackson			
	AI	5,792,325	08/11/98	Richardson, Jr.			
	AJ	5,882,674	03/16/99	Herrmann <i>et al.</i>			
	AK	5,885,621	3/23/99	Head <i>et al.</i>			
	AL	6,066,333	05/23/00	Willis <i>et al.</i>			
	AM	6,313,144	11/6/01	McCullough <i>et al.</i>			
	AN	6,316,403	11/13/01	Pinsky <i>et al.</i>			
	AO	200300664114	04/03/03	Motterlini <i>et al.</i>			

Foreign Patent Documents or Published Foreign Patent Applications

Examiner Initial	Desig. ID	Document Number	Publication Date	Country or Patent Office	Class	Subclass	Translation	
							Yes	No
	AP	JP 56079957A	06/30/81	Japan			English Abstract by Derwent Information Ltd	
	AQ	WO 95/35105	12/28/95	WIPO				
	AR	WO 98/08523	03/05/98	WIPO			X	
	AS	WO 02/09731	02/07/02	WIPO			English Abstract	
	AT	WO 03/000114	01/03/03	WIPO				
	AU							

Other Documents (include Author, Title, Date, and Place of Publication)

Examiner Signature

Date Considered

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	AU	Abidin <i>et al.</i> , "The Combined Effect of Carbon Monoxide and Normobaric Hyperoxia on Animals", <i>Kosmicheskaya Biologiya I Aviakosmicheskaya Meditsina</i> 6: 63-67 (1978)		
	AV	Arita <i>et al.</i> , "Prevention of Primary Islet Isograft Nonfunction in Mice with Pravastatin," <i>Transplantation</i> 65:1429-33 (1998)		
	AW	Arnush <i>et al.</i> , "IL-1 Produced and Released Endogenously within Human Islets Inhibits β Cell Function," <i>J. Clin Invest.</i> 102:516-26 (1998)		
	AX	Bach <i>et al.</i> , "Accommodation of vascularized xenografts: Expression of "protective genes" by donor endothelial cells in a host Th2 cytokine environment," <i>Nature Med.</i> 3:196-204 (1997)		
	AY	Berney <i>et al.</i> , "Islet cell transplantation: the future?" <i>Langenbeck's Arch. Surg.</i> 385: 373-8 (2000)		
	AZ	Bentley <i>et al.</i> , "Successful Cardiac Transplantation with Methanol or Carbon Monoxide-Poisoned Donors," <i>Thorac Surg</i> 71(4):1194-7 (2001)		
	AAA	Brouard <i>et al.</i> , "Carbon Monoxide Generated by Heme Oxygenase-1 Suppresses Endothelial Cell Apoptosis," <i>J Exp Med</i> 192(7):1015-25 (2000)		
	ABB	Brown <i>et al.</i> , "In vivo binding of carbon monoxide to cytochrome c oxidase in rat brain", American Physiological Society, pp 604-610 (1990)		
	ACC	Campbell, "Living At Very High Altitudes", <i>The Lancet</i> 1:370-373 (1930)		
	ADD	Campbell, "The Effect of Carbon Monoxide and Other Agents Upon the Rate of Tumour Growth", <i>J Pathology & Bacteriology</i> 35:379-394 (1932)		
	AEE	Campbell, "Cancer of Skin and Increase in Incidence of Primary Tumours of Lung in Mice Exposed to Dust Obtained from Tarred Roads", <i>Brit. J Exper. Pathol.</i> XV(5):24, 289-294 (1934)		
	AFF	Cantrell <i>et al.</i> , "Low-Dose Carbon Monoxide Does Not Reduce Vasoconstriction in Isolated Rat Lungs", <i>Experimental Lung Research</i> 22:21-32 (1996)		
	AGG	Cardell <i>et al.</i> , "Bronchondilatation <i>in vivo</i> by carbon monoxide, a cyclic GMP related messenger", <i>British J. of Pharmacology</i> 124:1065-1068 (1998)		
	AHH	Carlsson <i>et al.</i> , "Measurements of Oxygen Tension in Native and Transplanted Rat Pancreatic Islets," <i>Diabetes</i> 47:1027-32 (1998)		
	AII	Carraway <i>et al.</i> , "Induction of ferritin and heme oxygenase-1 by endotoxin in the lung", <i>Am J Physiol Lung Cell Mol Physiol</i> 275:L583-592 (1998)		
	AJJ	Cecil Textbook of Medicine (21 st Ed. 2000) 1:273-279, 357-372, 387-419, 425-427, 436-448, 466-475, 507-512, 1060-1074		
	AKK	Cecil Textbook of Medicine (21 st Ed. 2000) 2:1492-1499, 2042-2047, 2079-2081		
	ALL	Chapman <i>et al.</i> , "Exogenous Carbon Monoxide Attenuates Aeroallergen-induced Eosinophilic Inflammation in Mice", <i>J Respiratory Critical Care Med</i> 159(3):A218 (1999)		
	AMM	Chapman <i>et al.</i> , "Carbon Monoxide Attenuates Aeroallergen-induced Inflammation in Mice", <i>Am. J. Physiol. Lung Cell Mol Physiol.</i> 281:L209-L216 (2001)		
	ANN	Choi <i>et al.</i> , "Heme Oxygenase-1: Function, Regulation, and Implication of a Novel Stress-inducible Protein in Oxidant-induced Lung Injury", <i>Am. J. Respir. Cell Mol. Biol.</i> 15:9-19 (1996)		
	AOO	Christodoulides <i>et al.</i> , "Vascular Smooth Muscle Cell Heme Oxygenases Generate Guanylyl Cyclase-Stimulatory Carbon Monoxide," <i>Circulation</i> 97:2306-9 (1995)		
	APP	Corbett <i>et al.</i> , "Nitric oxide mediates cytokine-induced inhibition of insulin secretion by human islets of Langerhans," <i>Proc. Natl. Acad. Sci USA</i> 90:1731-5 (1993)		
	AQQ	Davidson <i>et al.</i> , "Inflammatory Modulation and Wound Repair" <i>J Investigative Dermatology</i> xi-xii (2003)		

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Other Documents (include Author, Title, Date, and Place of Publication)			
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	ARR	Dioum <i>et al.</i> , "NPAS2: A Gas-Responsive Transcription Factor", <i>Scienceexpress/www.scienceexpress.org/21 November 2002/pages 1-6/10.1126/science.1078456</i>	
	ASS	Donnelly <i>et al.</i> , "Expression of Heme-Oxygenase in Human Airway Primary Epithelial Cells", <i>J Respiratory Critical Care Med</i> 159(3):A218 (1999)	
	ATT	Friebe <i>et al.</i> , "YC-1 Potentiates Nitric Oxide- and Carbon Monoxide-Induced Cyclic GMP Effects in Human Platelets", <i>Molecular Pharmacology</i> 54: 962-967 (1998)	
	AUU	Gaine <i>et al.</i> , "Induction of Heme Oxygenase-1 with Hemoglobin Depresses Vasoreactivity in Rat Aorta," <i>J Vasc Res</i> 36(2):114-9 (1999)	
	AVV	Grau <i>et al.</i> , "Influence of Carboxyhemoglobin Level on Tumor Growth, Blood Flow, and Radiation Response in an Experimental Model," <i>Int. J. Radiation Oncology Biol. Phys.</i> 22:421-424 (1992)	
	AWW	Grau <i>et al.</i> , "Effect of Carbon Monoxide Breathing on Hypoxia and Radiation Response in the SCCVII Tumor <i>in vivo</i> ", <i>Int. J. Radiation Oncology Biol. Phys.</i> 29:449-454 (1994)	
	AXX	Hantson <i>et al.</i> , "Organ Transplantation From Victims of Carbon Monoxide Poisoning," <i>Ann Emerg Med</i> 27(5):673-4 (1996)	
	AYY	Hebert <i>et al.</i> , "Transplantation of Kidneys from a Donor with Carbon Monoxide Poisoning," <i>New Engl J Med</i> 326(23):1571 (1992)	
	AZZ	Iberer <i>et al.</i> , "Cardiac Allograft Harvesting after Carbon Monoxide Poisoning. Report of a Successful Orthotopic Heart Transplantation," <i>J Heart Lung Transplant</i> 12(3):499-500 (1993)	
	AAAA	Katori <i>et al.</i> , "Heme Oxygenase-1 System in Organ Transplantation", <i>Transplantation</i> 74(7):905-912 (2002)	
	ABBB	Kaufman <i>et al.</i> , "Differential Roles of Mac-1 ⁺ Cells, and CD4 ⁺ and CD8 ⁺ T Lymphocytes in Primary Nonfunction and Classic Rejection of Islet Allografts," <i>J Exp Med.</i> 172:291-302 (1990)	
	ACCC	Koerner <i>et al.</i> , "Extended Donor Criteria: Use of Cardiac Allografts after Carbon Monoxide Poisoning," <i>Transplantation</i> 63(9):1358-60 (1997)	
	ADDD	Lacy <i>et al.</i> , "Transplantation of Pancreatic Islets," <i>Ann. Rev. Immunol.</i> 2:183-98 (1984)	
	AEEE	Lee <i>et al.</i> , "Regulation of Heme Oxygenase-1 Expression <i>In Vivo</i> and <i>In Vitro</i> in Hyperoxic Lung Injury", <i>Am. J. Respir. Cell Biol.</i> 14:556-568 (1996)	
	AFFF	Lefer <i>et al.</i> , "A Comparison of Vascular Biological Actions of Carbon Monoxide and Nitric Oxide", <i>Meth Find Exp Clin Pharmacol</i> 15(9):617-622 (1993)	
	AGGG	Leikin <i>et al.</i> , "The Toxic Patient as a Potential Organ Donor," <i>Am J Emerg Med</i> 12(2):151-4 (1994)	
	AHHH	Mandrup-Poulsen <i>et al.</i> , "Human Tumor Necrosis Factor Potentiates Human Interleukin 1-Mediated Rat Pancreatic β -Cell Cytotoxicity," <i>J. Immunol</i> 139:4077-82 (1987)	
	AIII	Mansouri <i>et al.</i> , "Alteration of Platelet Aggregation by Cigarette Smoke and Carbon Monoxide," <i>Thromb Haemost</i> 48:286-8 (1982)	
	AJJJ	Maxwell <i>et al.</i> , "Studies in Cancer Chemotherapy: XI. The Effect of CO, HCN, and Pituitrin Upon Tumor Growth", Dept. of Cancer Research, Santa Barbara Cottage Hospital, pp 270-282 (Jan. 30, 1933)	
	AKKK	Meilin <i>et al.</i> , Effects of carbon monoxide on the brain may be mediated by nitric oxide", <i>J Appl Physiol.</i> 81(3):1078-83 (1996)	
	ALLL	The Merck Manual (16 th Ed. 1992) pp. 646-657	
	AMMM	Minamino <i>et al.</i> , "Targeted expression of heme oxygenase-1 prevents the pulmonary inflammatory and vascular responses to hypoxia", <i>PNAS</i> 98(15):8798-8803 (2001)	
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	ANNN	Myers, "Cirrhotic cardiomyopathy and liver transplantation," <i>Liver Transpl</i> 6(4 Suppl 1):S44-52 (2000)
	AOOO	Nagata <i>et al.</i> , "Destruction of Islet Isografts by Severe Nonspecific Inflammation," <i>Transplant Proc.</i> 22:855-6 (1990)
	APPP	The New Encyclopedia Britannica (15 th ed. 1994) Vol. 26, <i>Macropaedia</i> , p. 756
	AQQQ	Otterbein <i>et al.</i> , "Mechanism of hemoglobin-induced protection against endotoxemia in rats: a ferritin-independent pathway", <i>Am J Physiol Lung Cell Mol Physiol</i> 272:L268-275 (1997)
	ARRR	Otterbein <i>et al.</i> , "Carbon monoxide has anti-inflammatory effects involving the mitogen-activated protein kinase pathway", <i>Nature Medicine</i> 6(4): 422-8 (2000)
	ASSS	Otterbein <i>et al.</i> , "Carbon monoxide provides protection against hyperoxic lung injury", <i>The American Physiological Society</i> L688-L694 (1999)
	ATTT	Otterbein <i>et al.</i> , "Carbon monoxide provides protection against hyperoxic lung injury in rats", <i>J Respiratory Critical Care Med</i> 159(3):A218 (1999)
	AUUU	Paredi <i>et al.</i> , "Increased Carbon Monoxide in Exhaled Air of Cystic Fibrosis Patients", <i>J Respiratory Critical Care Med</i> 159(3):A218 (1999)
	AVVV	Petrache <i>et al.</i> , "Heme oxygenase-1 inhibits TNF- α -induced apoptosis in cultured fibroblasts," <i>Am. J. Physiol. Lung Cell Mol. Physiol.</i> 287: L312-L319 (2000).
	AWWW	Piantadosi <i>et al.</i> , "Production of Hydroxyl Radical in the Hippocampus After CO Hypoxia Hypoxia in the Rat", <i>Free Radical Biol. & Med.</i> 22(4):725-732 (1997)
	AXXX	Pozzoli <i>et al.</i> , "Carbon Monoxide as a Novel Neuroendocrine Modulator: Inhibition of Stimulated Corticotropin-Releasing Hormone Release from Acute Rat Hypothalamic Explants," <i>Endocrinology</i> 135:2314-2317 (1994)
	AYYY	Rabinovitch <i>et al.</i> , "Transfection of Human Pancreatic Islets With an Anti-Apoptotic Gene (<i>bcl-2</i>) Protects β -Cells From Cytokine-Induced Destruction," <i>Diabetes</i> 48:1223-9, 1999
	AZZZ	Ringel <i>et al.</i> , "Carbon Monoxide-induced Parkinsonism", <i>J. neurol. Sci.</i> 16:245-251 (1972)
	AAAAA	Roberts <i>et al.</i> , "Successful Heart Transplantation From a Victim of Carbon Monoxide Poisoning," <i>Ann Emerg Med</i> 26(5):652-5 (1995)
	ABBBB	Sato <i>et al.</i> , "Carbon Monoxide Generated by Heme Oxygenase-1 Suppresses the Rejection of Mouse-to-Rat Cardiac Transplants," <i>J. Immunol.</i> 166: 4185-4194 (2001)
	ACCCC	Schipper <i>et al.</i> , "Expression of Heme Oxygenase-1 in the Senescent and Alzheimer-diseased Brain", <i>Annals of Neurology</i> 37(6): 758-68 (1995)
	ADDDD	Shapiro <i>et al.</i> , "Islet Transplantation in Seven Patients with Type 1 Diabetes Mellitus Using a Glucocorticoid-Free Immunosuppressive Regimen," <i>N Engl. J. Med.</i> , 343:230-8, 2000
	AEEEE	Shennib <i>et al.</i> , "Successful transplantation of a lung allograft from a carbon monoxide-poisoning victim," <i>Heart Lung Transplant</i> 11(1 Pt 1): 68-71 (1992)
	AFFFF	Singhal <i>et al.</i> , "Effects of Normobaric Hyperoxia in a Rat Model of Focal Cerebral Ischemia-Reperfusion", <i>J Cerebral Blood Flow & Medicine</i> 22:861-868 (2002)
	AGGGG	Siow <i>et al.</i> , "Heme oxygenase-carbon monoxide signalling pathway in atherosclerosis: anti-atherogenic actions of bilirubin and carbon monoxide?", <i>Cardiovascular Research</i> 41:385-394 (1999)
	AHHHH	Smith <i>et al.</i> , "Successful Heart Transplantation with Cardiac Allografts Exposed to Carbon Monoxide Poisoning," <i>Heart Lung Transplant</i> 11(4 Pt. 1):698-700 (1992)

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	AIIII	Soares <i>et al.</i> , "Expression of heme oxygenase-1 can determine cardiac xenograft survival," <i>Nat Med.</i> 4(9):1073-1077 (1998)
	AJJJJ	Stephens <i>et al.</i> , "Further Observations Regarding Carbon Monoxide Gas as an Important Factor in the Causation of Industrial Cancer", <i>Medical Press and Circular</i> 183:283-288 (1933)
	AKKKK	Tamayo <i>et al.</i> , "Carbon monoxide inhibits hypoxic pulmonary vasoconstriction in rats by a cGMP-independent mechanism", <i>Pflugers Arch.</i> 434(6):698-704 (1997)
	ALLLL	Taylor, "Anti-TNF Therapy for Rheumatoid Arthritis and Other Inflammatory Diseases", <i>Molecular Biotechnology</i> 19:153-168 (2001)
	AMMMM	Tenderich <i>et al.</i> , "Hemodynamic follow-up of cardiac allografts from poisoned donors," <i>Transplantation</i> 66(9):1163-7 (1998)
	ANNNN	Tenhuunen <i>et al.</i> , "The Enzymatic Conversion of Heme to Bilirubin by Microsomal Heme Oxygenase," <i>Proc Natl Acad Sci USA</i> 61:748-755 (1968)
	AOOOO	Tulis <i>et al.</i> , "Adenovirus-Mediated Heme Oxygenase-1 Gene Delivery Inhibits Injury-Induced Vascular Neointima Formation", <i>Circulation</i> 104:2710-2715 (2001)
	APPPP	Utz <i>et al.</i> , "Carbon Monoxide Relaxes Ileal Smooth Muscle Through Activation of Guanylate Cyclase," <i>Biochem Pharmacol.</i> 47:1195-201, 1991
	AQQQQ	Vassalli <i>et al.</i> , "Inhibition of Hypoxic Pulmonary Vasoconstriction By Carbon Monoxide in Dogs", European Respiratory Journal, ERS Annual Congress, Geneva, Switzerland, Sept 19-23 (1998)
	ARRRR	Verma <i>et al.</i> , "Carbon Monoxide: A Putative Neural Messenger," <i>Science</i> 259:381-384, 1993
	ASSSS	Verran <i>et al.</i> , "Use of Liver Allografts from Carbon Monoxide Poisoned Cadaveric Donors," <i>Transplantation</i> 62(10):1514-5 (1996)
	ATTTT	Wang <i>et al.</i> , "Resurgence of carbon monoxide: an endogenous gaseous vasorelaxing factor", <i>Can. J. Physiol. Pharmacol.</i> 76:1-15 (1998)
	AUUUU	Weir <i>et al.</i> , "Scientific and Political Impediments to Successful Islet Transplantation," <i>Diabetes</i> 46:1247-56, 1997
	AVVVV	Weir <i>et al.</i> , "Islet transplantation as a treatment for diabetes," <i>J. Am. Optom. Assoc.</i> 69:727-32, 2000
	AWWWW	Welty <i>et al.</i> , "Hyperoxic Lung Injury is Potentiated by SPC-Promotor Driven Expression of an HO-1 Transgene in Mice", <i>J Respiratory Critical Care Med</i> 159(3):A218 (1999)
	AXXXX	Weng <i>et al.</i> , "Transpulmonary HO-1 Gene Delivery in Neonatal Mice", <i>J Respiratory Critical Care Med</i> 159(3):A218 (1999)
	AYYYY	Yuan <i>et al.</i> , "Evidence of increased endogenous carbon monoxide production in newborn rat endotoxicosis," <i>Chinese Medical Sciences Journal</i> (1997), Vol. 12, No. 4, 212-215.

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